

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department – Allegation of corruption against Sri Y.Kondala Rao, AMVI, Sri J.Uma Maheswara Rao, AMVI and Sri K. Santhosh Reddy, Transport Constable – Prosecution Sanctioned – Charge sheet filed – Withdrawal of prosecution petition dismissed by the Hon'ble Special court – Appeal filed before the Hon'ble High Court – Allowed – Further action dropped – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (VIG.III.1) DEPARTMENT

G.O.Ms.No. 72.

Dated: 7th July, 2012.

Read the following:--

- 1) Letter No.140/RCO-KAD/2002, Dated 01.06.2005 of Director General, Anti Corruption Bureau, Hyderabad.
- 2) G.O.Ms.No.171, 172 and 173, Transport Roads & Buildings (Vig.III) Department, Dated 28.06.2007.
- 3) Representations of Sri Y.Kondala Rao, AMVI, Sri J.Uma Maheswara Rao, AMVI and Sri K.Santhosh Reddy, Transport Constable.
- 4) G.O.Ms.No.184, Transport Roads & Buildings (Vig.III) Department, Dated 04.07.2008.
- 5) Judgement Dated 26.3.2009 of the Principal Special Judge for SPE & ACB Cases, Hyderabad dated 26.03.2009 in Crl.M.P. No.96/09 in C.C. No.1/08.
- 6) From the Director General, Anti Corruption Bureau, Hyderabad Letter No.140/RCO-KAD/2002, Dated 02.05.2009.
- 7) G.O.Ms.No.248, Transport Roads & Buildings Vig.III) Department, Dated 03.12.2009.
- 8) Judgement of Hon'ble High Court of Andhra Pradesh, Hyderabad Dated 05.01.2012 in Criminal Revision Case No.2256/2011 filed by Sri Y.Kondala Rao and two others.
- 9) From the Director General, Anti Corruption Bureau, Hyderabad Letter No.140/RCO-KAD/2002, Dated 19.03.2012.

O R D E R:

The officials of Anti Corruption Bureau, Hyderabad had conducted a surprise check over the Integrated Check Post, Bhoraj, Adilabad District on 30.05.2002 and in his letter 1st read above, the Director General, Anti Corruption Bureau, Hyderabad submitted the surprise check report. In the G.Os. 2nd read above, sanction was accorded for prosecution of Sri Y.Kondala Rao, Assistant Motor Vehicle Inspector, Sri J.Uma Maheswara Rao, Assistant Motor Vehicle Inspector and Sri K.Santhosh Reddy, Transport Constable in a Court of Law on the allegation of corruption.

2. In their representation 3rd read above, the Accused Officers have represented that they have not committed any irregularities and, therefore, requested to drop further action against them.

3. Government, after careful examination of the request of the accused officer, decided and ordered for withdrawal of the Prosecution vide G.O. 4th read above and the Director General, Anti Corruption Bureau, Hyderabad was requested to instruct the Public Prosecutor concerned to file a petition under Section 321 of Cr.P.C. for withdrawal of the prosecution which is pending before the Special Court in C.C.No.1/08.

4. In the Judgement 5th read above, the Principal Special Judge for SPE & ACB Cases dismissed the Crl.M.P.No.96/09 in C.C.No.1/08.

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5. Government, after examining the above said Judgement, have issued orders vide G.O. 7th read above, issued orders cancelling the G.O. 4th read above.

6. Against the Judgement 5th read above, Sri Y.Kondala Rao, Sri J.Uma Maheswara Rao, Assistant Motor Vehicle Inspectors and Sri K.Santosh Reddy, Transport Constable have filed Crl.Rivision Case (Crl.R.C.) No.2256/2011 in the High Court of A.P. The Hon'ble High Court in its judgement 8th read above allowed the Crl. Revision Petition and set aside the orders of Special Court for ACB Cases and discharged the A.O.1 to 3 from the case in C.C.No.103/2010.

7. In his letter 9th read above, the Director General, Anti Corruption Bureau, Hyderabad has opined that there are no adequate grounds to file SLP in the Supreme Court of India.

8. Government, after careful examination of the matter, have decided to drop further action in the criminal case against Sri Y.Kondala Rao, Assistant Motor Vehicle Inspector, Sri J.Uma Maheswara Rao, Assistant Motor Vehicle Inspector and Sri K.Santosh Reddy, Transport Constable.

9. Accordingly, Government hereby drop further action against Sri Y. Kondala Rao, Assistant Motor Vehicle Inspector, Sri J.Uma Maheswara Rao, Assistant Motor Vehicle Inspector and Sri K.Santosh Reddy, Transport Constable.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHY,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
The individuals concerned through Transport Commissioner,
Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.